

1 A Yes, sir.

2 Q Have you ever seen this document before?

3 A Mr. Schonman, I'm not sure, but I think not.

4 Q Have you ever seen any FCC construction permit
5 before for any station?

6 A I'm under the impression that I have. This
7 particular one, I really don't think I've seen this one.

8 Q Now, you'll notice in the upper right-hand corner,
9 close to the top, it says grant date.

10 A 1/29/88.

11 Q Right. So do you recall that the Houston
12 construction permit was granted on January 29, 1988?

13 A That's the date it gives, sir.

14 Q Do you recall learning about this grant on or about
15 that time?

16 A Mr. Schonman, I'd really be guessing about the time.
17 Right now, I can't remember exactly as to the specific time.

18 Q You don't recall anyone informing you at any time
19 that NMTV had in its hand a construction permit for a low-
20 power station at Houston?

21 A Yes, Mrs. Duff. But you're asking me if I remember
22 the time and I honestly don't.

23 Q Do you remember when Mrs. Duff informed you that
24 there had been a grant of the Houston low-power station?

25 A Only that she informed me. But as to the time, no,

1 I don't.

2 Q What is it that she told you, if you can recall?
3 There must have been some excitement. NMTV now had another
4 construction permit in its pocket.

5 A Mr. Schonman, I'm sure there was, but right now, I
6 don't remember the excitement, sir.

7 Q Would you turn to Bureau Exhibit Number 200, please?
8 That's a construction permit for NMTV's low-power station at
9 Fresno, California.

10 A 200, sir?

11 Q Yes. Do you have that before you?

12 A Yes, sir.

13 Q And you'll notice that this construction permit was
14 granted to NMTV on June 23, 1988. Do you see that?

15 A Yes, sir.

16 Q Do you recall anyone bringing that to your attention
17 at about that time?

18 A Mr. Schonman, I remember Mrs. Duff talking to me
19 about it, but as to the time, I couldn't say with certainty,
20 sir.

21 Q I assume there must have been excitement about the
22 grant of this construction permit as well. Do you recall
23 that?

24 A Not really, sir.

25 Q Was a studio ever constructed for the Fresno

1 station? I'm sorry. Let me strike that question. Was the
2 Fresno station ever built? That is a tower, tower facility,
3 antennae, and transmitter building.

4 A I don't know, sir.

5 Q Do you know if the Fresno station ever went on the
6 air?

7 A No, I don't remember, sir.

8 Q Let me direct your attention to Bureau Exhibit
9 Number 230. We're back to the December 12, 1988 meeting. And
10 about half-way down that page, you'll see that there's a
11 reference to the Fresno station now broadcasting as of
12 December 1988. So in a matter of months of the grant of the
13 Fresno construction permit, that station was placed on the
14 air. Now, the Houston station was granted in January 1988,
15 that is before the Fresno station was even granted.

16 A Yes.

17 Q And the Houston station was not placed on the air.
18 Is that correct?

19 A Yes, sir.

20 Q Do you know why the Houston station was not placed
21 on the air?

22 A No, sir.

23 Q You have no idea whatsoever?

24 A Today, no, I don't, sir.

25 Q Does a company by the name of Community Educational

1 Television mean anything to you?

2 A Yes, sir. If memory serves me right, I've seen it
3 on some documents. In relationship to Houston?

4 Q That's not my question. I'm just asking you if the
5 name CET means anything to you.

6 A I seem to -- I seem to remember that name, sir.

7 Q Do you know if CET -- and by that I mean Community
8 Educational Television -- had a station in Houston?

9 A I believe it did, sir.

10 Q Do you recall when you learned that CET had a
11 station in Houston?

12 A Mr. Schonman, I know I've seen it on a letter. I've
13 seen it on something in relationship to Houston. When, I
14 don't know, sir.

15 Q It's all a blur to you, I guess, at this point.

16 A I wish I could be more accurate, sir, but I can't.

17 Q Do you happen to know if CET's Houston station was a
18 full-power station or a low-power station?

19 A That I don't remember.

20 Q Do you still have before you Bureau Exhibit Number
21 230?

22 A Yes, sir.

23 Q Would you turn to Page Two of those minutes?

24 A Page Two?

25 Q Yes. The minutes state that the board then

1 considered other possibilities for expansion.

2 A Yes, sir.

3 Q Do you recall what those -- what the possibilities
4 are that were considered by the board?

5 A No, sir.

6 Q No recollection whatsoever?

7 A Not at all, sir.

8 Q Now, it states that the board considered
9 possibilities for expansion both for low-power and full-power
10 stations. In December 1988, NMTV had two full-power stations.
11 Is that correct? That's reflected in the minutes. If you
12 turn back to Page One, it had just acquired the Portland
13 station and the Odessa station was already on the air.

14 A Yes, sir.

15 Q Did you have any understanding in December 1988 as
16 to what further expansion NMTV could engage in, in the full-
17 power arena?

18 A No, I do not.

19 Q Please read Paragraph 19 of your direct testimony,
20 sir. You've read Paragraph 19?

21 A Yes, sir.

22 Q Now, Pastor Espinoza, you state that Mrs. Duff again
23 called you to discuss another opportunity, that opportunity
24 being the possibility of acquiring a station in Concord,
25 California. Do you see that?

1 A Yes, sir.

2 Q And at the top of Page 13, which is a continuation
3 of this paragraph, you state, "Mrs. Duff explained that if we
4 wanted to purchase the Concord station, we would have to sell
5 one of our other stations." Do you see that?

6 A Yes, sir.

7 Q Did she explain to you why that would be necessary,
8 why it is you would have to sell one of your existing stations
9 in order to acquire the Concord station?

10 A Mr. Schonman, if memory serves me right, it would
11 have to do with the fact that with Odessa and Portland being
12 the 14 stations of which Mr. Crouch was involved with and NMTV
13 really could not purchase the Concord station. I think that
14 would've been 15. So one of the stations had to be
15 eliminated. I believe that was more or less what we talked
16 about. I believe that was the discussion.

17 Q Pastor Espinoza, would you, please, turn to Exhibit
18 Number 315? And that's in Volume Five. Have you taken a look
19 at that, Pastor Espinoza?

20 A No.

21 Q Why don't you take a moment out to familiarize
22 yourself with that? Pastor Espinoza, what I'm trying to do
23 here is clarify my understanding of the dates involved. In
24 your direct testimony, you state that your conversation with
25 Mrs. Duff about the possibility of acquiring the Concord

1 station took place in May 1989.

2 Now, in Bureau Exhibit Number 315, which you have
3 before you, are the minutes of the meeting held on June 19,
4 1990. That would be over a year later than the date
5 referenced in your direct testimony. And in June 1990, NMTV
6 discussed the possible sale of Odessa and the possible
7 acquisition of a station in Concord, California for an amount
8 in excess of \$5,000,000. Do you see that?

9 A Yes, sir.

10 Q Putting these two documents together, the date of
11 the meeting in June 1990 and the date that appears in your
12 direct testimony over a year earlier, May 1989 --

13 A Yes, sir.

14 Q -- is the date in your direct testimony correct?
15 Did you have that discussion a year before this special
16 meeting which appears at Bureau Exhibit 315?

17 A I believed that it was in May of '89.

18 Q Is that still your belief?

19 A That's a belief, sir. That's a belief. I can't
20 refer to any notes or anything. It was just -- I was just
21 trying to focus at a general area, sir.

22 Q Do you recall a long period of time between your
23 discussion with Mrs. Duff and the time that NMTV held a
24 meeting in which the sale of Odessa and the acquisition of
25 Concord were discussed?

1 A It seems that way, sir.

2 Q Do you recall any further discussions during that
3 time period about the sale of Odessa and the acquisition of
4 Concord?

5 A Not that I recall, sir.

6 Q Are you able to explain why this special meeting was
7 held more than a year after that meeting with Mrs. Duff?

8 A No, sir. I cannot explain that.

9 Q Pastor Espinoza, you state that the reason NMTV
10 wanted to sell the Odessa station was to move into a larger
11 market to serve more people. Is that correct?

12 A Yes, sir.

13 Q Were there any other reasons why NMTV wanted to sell
14 the Odessa station?

15 A I can't think of another one, sir.

16 Q In Paragraph 19 of your testimony, the very last
17 sentence, you state, "In an action by written consent, we
18 reversed our previous decision and approved the sale of the
19 Odessa station if we can find a buyer at the price of
20 \$1,000,000." Can you tell me how that price was arrived at?

21 A No, I really couldn't. I believe -- Mr. Schonman, I
22 believe that in one of the discussions with Mrs. Duff, I think
23 we may have talked about prices, but I can't say with
24 certainty how we arrived at that figure, sir.

25 Q Was that the fair market value of that station?

1 A I don't know, sir.

2 Q Are you able to explain on what basis that \$1,000 --

3 strike that. Are you able to explain on what basis that

4 \$1,000,000 figure was arrived at?

5 A No, sir. I cannot.

6 Q Was it a number that Mrs. Duff suggested?

7 A I don't know.

8 Q You had no experience in appraising the value of an

9 operating station at that time, did you?

10 A That's correct, sir.

11 Q So you deferred to Mrs. Duff on this point?

12 A Yes, sir.

13 Q Do you know how Mrs. Duff arrived at that figure?

14 A I do not, sir.

15 Q Do you know if she had any discussions with anyone

16 else about that figure?

17 A I don't know, sir.

18 Q Would you, please, read Paragraph 20 of your direct

19 testimony? You've read Paragraph 20, sir?

20 A Yes, sir.

21 Q To your knowledge, did anyone else apply for the

22 position of general manager at the Portland station other than

23 Jim McClellan?

24 A I don't believe I know that, sir.

25 Q Do you know the nature and extent of any search, if

1 any, for a candidate to fill that position conducted by NMTV?

2 A No, I do not.

3 Q You're not aware of any advertisements being placed
4 in any trade publications?

5 A No, sir.

6 Q Was the name of Jim McClellan the only name give to
7 you by Mrs. Duff?

8 A That's my recollection, sir.

9 Q Did you have any feeling, one way or the other at
10 this time, of whether the position of general manager of the
11 Portland station should go to a member of any minority group?

12 A I don't think, at that -- I don't think I thought
13 about it, sir.

14 Q Wouldn't that have been consistent with the desires
15 you have expressed this morning to me?

16 A Very definitely. Very definitely, sir.

17 Q Why didn't you bring it up with Mrs. Duff?

18 A Well, he was the only one that I knew of that had
19 applied or the only one that was brought to my attention.

20 BY JUDGE CHACHKIN:

21 Q Well, did you make any suggestion that an attempt be
22 made to contact the NAACP or some other organization to see if
23 there were any minority members or Hispanic groups to see if
24 there were eligible Hispanic persons who could fill that job?

25 A I don't believe I brought that up, sir.

1 Q Well, my question is why not in view of your
2 expressed desire to make this -- to help minorities?

3 A Why didn't I bring it up? I couldn't tell you, sir.

4 Q Is one of the reasons were that you were given a
5 "This is it," that Mrs. Duff came to you and said, "Mr.
6 McClellan will be the station manager," and that was the end
7 of it?

8 A Your Honor, I don't think it was an attitude of
9 "This is it." I knew Mr. McClellan. He was a very warm
10 person with everyone. On occasions, I have run -- I had run
11 into him in hospitals visiting people, I was visiting people.
12 I knew him to be a very compassionate man, so I felt that if
13 he was applying for the job, it would be a wise choice.

14 Q But you knew he wasn't a minority member.

15 A I know that, sir.

16 BY MR. SCHONMAN:

17 Q You essentially deferred to Mrs. Duff's suggestion
18 that Jim McClellan get the job. Isn't that true?

19 A Yes, but I think it was something that I supported
20 strongly, also. He was a very good man.

21 Q Was that the extent of your role in filling the
22 position of general manager at the Portland station?

23 A Yes, sir.

24 BY JUDGE CHACHKIN:

25 Q Did you know what position Mr. McClellan had with

1 TBN at the time?

2 A He -- he had been hosting, sir, his own program. I
3 believe it was called Joy in the Morning. Plus I would see
4 him as an announcer for the Praise the Lord evening program,
5 sir. But --

6 Q Well, why -- go ahead.

7 A What his actual position was, other than that, I
8 didn't know, sir.

9 Q So you knew him as a host of a program, as an
10 announcer. Did you know that -- whether he had any experience
11 as a station manager?

12 A No, I did not, sir.

13 Q So you knew nothing about whether or not his
14 qualifications as a station manager.

15 A No, sir.

16 Q And you did not -- not withstanding your liking Mr.
17 McClellan, you made no request of Ms. Duff to see whether or
18 not there was available a member of minority who had
19 experience as a station manager running stations, did you?

20 A No, sir. At this point, I relied on Mrs. Duff's
21 judgement.

22 Q But you recognized that Mr. McClellan had no -- was
23 not -- had not been a station manager.

24 A That is correct, sir.

25 Q One question I'd like to ask you. You know, you

1 referred back in Paragraph 19 on Page 13 to -- Mrs. Duff
2 explained to you that if we wanted to purchase the Concord
3 station, we would have to sell either Portland or Odessa in
4 order to make sure -- in order to insure that there are only
5 14 stations. Is that right?

6 A Yes, sir.

7 Q And the reason for that was because Mr. Crouch was
8 both the director of TBN as well as a director of National
9 Minority. Is that right?

10 A That's correct, sir.

11 Q Did you give any thought to replacing Mr. Crouch as
12 a director of National Minority so that you could hold --
13 continued to have Odessa and acquire another station if you so
14 wished?

15 A The thought that I had, sir, was that eventually
16 this would be something essential that would do in order to
17 have more stations.

18 Q What prevented you from making that decision at that
19 time? You wanted to keep Odessa. Odessa was doing well. Why
20 didn't you and Ms. Duff replace Mr. Crouch and therefore, if
21 you had done so, there wouldn't have been -- you could've had
22 all three stations? In other words, you could've had
23 everything you wanted.

24 A Your Honor --

25 Q Why didn't you? What prevented you from bringing up

1 -- bringing up the possibility of replacing Reverend Crouch?

2 A Your Honor, at the time, I felt his knowledge and
3 his leadership was needed. I felt that with due time, as Mrs.
4 Duff or perhaps some other people acquired more knowledge of
5 this, it would be a very good thing. But at that time, I felt
6 his leadership and his knowledge was essential.

7 Q This is now some nine years after Translator TV had
8 been created. How much more time did you need before you felt
9 that you and Ms. Duff could run National Minority without Mr.
10 Crouch's leadership? Already nine years have passed. Wasn't
11 that enough time? Isn't the fact that you didn't replace Mr.
12 Crouch is because you knew you couldn't replace Mr. Crouch?
13 As you point out, Mr. Crouch and TBN was the father and you
14 were the children and children don't replace fathers, do they?

15 A No, they don't, sir.

16 Q And that's why you couldn't replace Mr. Crouch,
17 because Mr. Crouch -- his position and also the fact that they
18 were providing the money for National Minority. Isn't that
19 another reason that you couldn't replace Mr. Crouch?

20 A Well, I didn't think of it in that way, sir.

21 Q But you did think of it in terms of father or son.

22 A That I did, sir. Yes, sir. That's true.

23 JUDGE CHACHKIN: Go ahead, Mr. Schonman.

24 BY MR. SCHONMAN:

25 Q Pastor Espinoza, in Paragraph 21 of your direct

1 testimony, you state that on occasion, you received calls from
2 Mrs. Duff reporting opportunities to file applications for
3 LPTV or translator stations at the FCC Do you see that?

4 A Yes, sir.

5 Q And I'd like to go over some of these applications
6 with you. Would you turn to Bureau Exhibit Number 149,
7 please?

8 MR. TOPEL: It's in Volume Three, Pastor.

9 MR. ESPINOZA: Mr. Schonman, that was 149?

10 MR. SCHONMAN: Yes. That's an application for a new
11 low-power station to serve Fresno, California filed in July
12 1987.

13 BY MR. SCHONMAN:

14 Q What you have is on the front -- on the first page
15 is a covering letter transmitting the application to the FCC.
16 What follows on Pages Two through the end is the actual
17 application itself. As you leaf through that, Pastor, have
18 you ever seen this application before?

19 A I believe I have, sir.

20 Q Did you see it prior to the time it was filed with
21 the Commission?

22 A That I couldn't say with certainty.

23 Q Do you recall any discussions you had with anyone
24 about whether to file this application for Fresno?

25 A Again, Mr. Schonman, I believe that, as was the

1 case, it was in conversation with Mrs. Duff.

2 Q Do you recall the conversation at all?

3 A (Shakes head no.)

4 Q Would you turn to Page 13 of this exhibit? And it
5 lists three more communities, Waldorf, Maryland; Douglasville,
6 Georgia; and San Diego, California. Do you see that?

7 A Yes, sir.

8 Q Those are communities for which NMTV filed low-power
9 applications in addition to the Fresno station -- the Fresno
10 application. Do you recall any conversations about filing for
11 those communities, Waldorf, Douglasville, and San Diego?

12 A Sir, these three, I really don't remember at all.

13 Q Do you recall how it was determined that NMTV would
14 apply for these communities?

15 A No.

16 Q Would you turn to Bureau Exhibit Number 201, please?

17 MR. TOPEL: It's in Volume Four, Pastor.

18 MR. ESPINOZA: It's right here, sir.

19 MR. SCHONMAN: I was telling my colleague it's these
20 government-issued binders which are giving you a problem.

21 MR. ESPINOZA: It's not the only thing, sir. I'm
22 sorry.

23 MR. SCHONMAN: I won't take it personally.

24 MR. ESPINOZA: It's not -- it's more my inability to
25 remember so many things, sir, and I apologize for that.

1 MR. SCHONMAN: That's all right. No need to
2 apologize.

3 BY MR. SCHONMAN:

4 Q My line of questioning will be essentially the same
5 for this exhibit, Bureau Exhibit Number 201. This is an
6 application for a new low-power station to serve Salt Lake
7 City. The first page is a covering letter transmitting the
8 application to the FCC followed by the application itself. Do
9 you recall seeing this application at all?

10 A I believe not, sir.

11 Q Do you recall any discussions relating to whether
12 NMTV should file an application for Salt Lake City?

13 A I can't recall.

14 Q Would you turn to Page 14 of this exhibit, please?
15 Do you have that before you?

16 A Yes, sir.

17 Q You'll see there are references to applications
18 filed for Hartford, Columbus, and Wilmington in addition to
19 Salt Lake City. Do you recall any discussions relating to the
20 decision to file applications for those communities?

21 A Mr. Schonman, for some reason, Wilmington is one
22 that seems to stand out in some kind of discussion. The
23 others, no, sir.

24 Q Now, we're talking here about low-power
25 applications, not full-power.

1 A Okay.

2 Q I understand there may -- you may be thinking of a
3 Wilmington full-power station. Do you have any recollection
4 of a Wilmington low-power application?

5 A No.

6 Q Would you turn to Bureau Exhibit Number 247 in the
7 same volume?

8 MR. TOPEL: Your Honor, I've asked Mr. Holt to help
9 the witness reassemble that binder.

10 MR. ESPINOZA: Mr. Schonman, what was that exhibit?

11 MR. SCHONMAN: 247. That's in the same volume.

12 MR. HOLT: I'm having as much difficulty as you and
13 I do this for a living.

14 BY MR. SCHONMAN:

15 Q Sir, do you have Bureau Exhibit Number 247 before
16 you?

17 A Yes, sir.

18 Q Now, this is an application for a new low-power
19 station in Toledo, Ohio and as you leaf through that, my
20 question is have you ever seen this document before?

21 A I think not, sir.

22 Q Would you turn to Page Nine of that same exhibit,
23 please? And there are references on Page Nine to applications
24 for Charlotteville, Greenville, Little Rock, and another one
25 at Toledo. Do you see that?

1 A Yes, sir.

2 Q Do you recall any discussions regarding NMTV's
3 decision to file low-power applications for those communities?

4 A Mr. Schonman, I remember having several discussions
5 with Mrs. Duff about different towns and cities for low-power.
6 My difficulty is trying to look at these and say yeah, these
7 are the ones, no these are not the ones. I had some
8 discussions, but I can't give you an honest answer right now
9 and say yes or no. These I don't remember, sir. I really
10 don't.

11 Q Just for clarification, Pastor, I said
12 Charlotteville and on Page Nine, the reference is to
13 Charlotte.

14 A Charlotte, North Carolina.

15 Q And I apologize for that. I'd like to show you one
16 more application. That's at Bureau Exhibit Number 285.

17 MR. TOPEL: That's in Volume Five.

18 MR. ESPINOZA: Mr. Schonman, 285?

19 MR. SCHONMAN: Correct.

20 BY MR. SCHONMAN:

21 Q Do you have that before you?

22 A Yes, I do, sir.

23 Q This is an application for a new low-power station
24 at Stockton, California and as you leaf through that, my
25 question is have you ever seen this application before?

1 A I would have to say no because I don't remember it.

2 Q Would you turn to Page Nine of that same exhibit,
3 please? And there are references on Page Nine to other NMTV
4 applications filed for Columbia, Portland, Sacramento, and
5 Huntington. My question is do you recall any discussions
6 regarding NMTV's decision to apply for those communities?

7 A Did we have discussions? Yes. Do I recall them?
8 No, sir.

9 Q Now, I've shown you several applications for a
10 number of different communities.

11 A Yes, sir.

12 Q In any of the cases that I've shown you, do you
13 recall looking at any census data to determine the population
14 of the areas that would be served by the stations NMTV was
15 proposing?

16 A Yes, sir.

17 Q You do recall looking at census data?

18 A At some. If you were to ask me which ones, I
19 couldn't tell you, sir.

20 Q Then I won't.

21 A I'm sorry. No, I really do remember seeing some,
22 going over some, but I couldn't tell you what town, what city
23 it was. I couldn't.

24 Q Do you recall any effort to determine the nature of
25 the minority population in the communities that would be

1 served?

2 A Yes, sir.

3 Q And how was that accomplished? How did you attempt
4 to make that determination?

5 A I personally did not attempt it. It was in some
6 information that was provided and most of the times, I would
7 generally ask, "Do you know what the expounded population is?"
8 But I cannot specifically tell you this city, we saw, this
9 city, we did not see. I can't say that, sir.

10 Q Well, I'm not going to ask you those specifics, but
11 what I am interested in finding out is, first of all, who
12 presented the information that you're referring to?

13 A It was generally with Mrs. Duff that we would talk
14 about it.

15 Q Was this written information, printed, photocopied,
16 something of that nature, a document that she gave you?

17 A I'm sorry, Mr. Schonman. I can't recall what it
18 was.

19 Q And for any of the communities that we've looked at
20 in the past few minutes, do you recall examining any document
21 whatsoever to determine the nature and extent of the minority
22 population in those communities?

23 A As a written document, I can't recall specifically,
24 sir.

25 Q Would it be correct if I characterized the scenario

1 such as Mrs. Duff would tell you, "We have this community.
2 It's a good community. There's so many people in it and I
3 think we ought to file for it." Did the scenario go something
4 like that?

5 A I think that's correct, sir. I would rely on her
6 judgement most of the time.

7 Q Would you turn to your direct testimony, please,
8 Paragraph 24? You've read that, sir? In the very first
9 sentence of Paragraph 24, you state, "My letter of resignation
10 needs some explanation." Why did you feel it needed some
11 explanation, sir?

12 A I believe that in my letter of resignation, I make a
13 statement that, in a sense, is incorrect. But in another way,
14 it captures my emotions and my feelings at the time that I was
15 writing the letter and it's in regards to the statement that I
16 make that I was a TBN board member which, of course, I never
17 was.

18 But Mr. Schonman, I don't know if you can understand
19 this. At the time that I was writing the letter, it was
20 somewhat of an emotional time for me in writing the letter and
21 it's not so much a matter of being a director, but it was more
22 a matter of my relationship as a viewer, first of all, then
23 ten years as having my own host -- my own program, of meeting
24 many wonderful people beyond Mr. Crouch and Jan, the camera
25 people, just so many people, and in many ways, I was severing

1 my relationship to focus on my growing work in my own church.

2 And so the explanation that I am making is when I
3 wrote the letter, it was a time of high feelings and much
4 emotion. Why I put that I was a board member of TBN, I don't
5 know. But that is totally incorrect. But it was a very
6 emotional letter for me, to write it. I was saying good-bye
7 to friends.

8 Q When you left NMTV, isn't it true that you felt you
9 were leaving TBN?

10 A In essence, I think I was leaving both, sir, again
11 because of many years -- and again, this has nothing to do
12 with being a director. Everyone is different. When I get
13 involved with someone, we can develop deep friendships and a
14 lot of these people became good friends of mine and I'm not
15 talking about people that worked in the office. I'm talking
16 about the camera people.

17 I was one of the few -- I am told I was one of the
18 few hosts that would take all the camera people to lunch and
19 this was something that I enjoyed doing. They were great
20 people and so in many ways, I was saying good-bye to some good
21 friends. That's more of the explanation that I'm trying to
22 refer to in this statement.

23 Q On Page 16, that is the portion of Paragraph 24
24 which appears on Page 16, near the end of that paragraph, you
25 state, "The goals included not only preaching the gospel, but

1 in making special efforts to reach out to minorities and to
2 provide minorities with opportunities in broadcasting." Do
3 you see that?

4 A Yes, sir.

5 Q What special efforts are you referring to here?

6 A I think I was thinking in terms of my hopes for what
7 NMTV -- I had hoped it would become and I still look forward
8 to the day I have nothing to do with NMTV anymore, but I still
9 look forward to the day when it can have, say a block of
10 Spanish programs, even if it's English, to have more
11 Hispanics. When I watch -- for example, when I watch the
12 news, when I'm switching channels, it's all in English. But
13 if I come across a news station that a Hispanic is anchoring,
14 I will automatically leave it there. There's -- among ethnic
15 groups, there's some kind of a click, a connection, and these
16 are just dreams and hopes that I had for NMTV.

17 Q At the time that you left NMTV in 1990, those hopes
18 had not yet been realized.

19 A No, sir.

20 MR. SCHONMAN: I have no further questions, Your
21 Honor.

22 BY JUDGE CHACHKIN:

23 Q Let me ask you this. It is true, isn't it, that
24 from the period -- from the time you wrote your letter of
25 resignation on July 23, 1990 until the time that you submitted

1 your direct testimony, you never, at any time, indicated that
2 the letter incorrectly stated your thoughts in 1990 when you
3 left the directorship. Isn't that correct?

4 A That's correct, sir.

5 Q Was it suggested by counsel -- did you ever discuss
6 with counsel what you should do, what statements you should
7 make in connection with this resignation letter? What
8 discussions, if any, did you have with counsel concerning the
9 resignation letter and what information you should convey
10 concerning that letter?

11 A That's a good question, sir. Again, it was in
12 either the first meeting with Mr. Dunne, the second meeting
13 with Mr. Dunne, or the third meeting with Mr. Dunne and Topel,
14 and again, that reference, I never even looked at it. You
15 know, I was writing an emotion.

16 So I remember that when I met with the gentlemen,
17 either Mr. Dunne or both, they asked me to read the letter
18 again and I read it and I saw nothing and then they asked me,
19 "Were you ever a board member of TBN?" And then it hit me. I
20 read it again and I saw it and I hadn't seen it. I wrote it,
21 but I hadn't seen it, and they simply asked me, "Were you ever
22 a member of TBN?" and I said no. "Then you better read your
23 letter, again." That's more or less what it was all about,
24 sir.

25 Q But at least in 1990, you regarded your position as